

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

SHIRLEY OLSON, as Personal
Representative of the Estate of
Steven Olson,

Crossclaimant,

vs.

ANNE VALGORA,

Crossclaim defendant.

4:20-CV-3073

ORDER

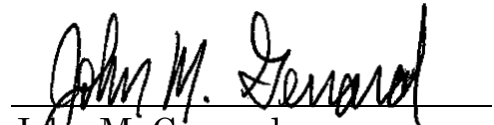
The crossclaim defendant's operative answer ([filing 26](#)) disclaims any interest in the funds that have been deposited with the Clerk of the Court in this interpleader action. Ordinarily, when a defendant in an interpleader action files a declaration disclaiming any interest in the funds deposited in court by the complainant, that defendant has no further interest or legal standing in the action. *Amoco Prod. Co. v. Aspen Grp.*, 189 F.R.D. 614, 616 (D. Colo. 1999); *Savage v. First Nat. Bank & Tr. Co. of Tulsa*, 413 F. Supp. 447, 452 (N.D. Okla. 1976); *Helis v. Vallee*, 34 F. Supp. 467, 470 (E.D. La. 1940), *aff'd sub nom. Gordon v. Vallee*, 119 F.2d 118 (5th Cir. 1941); *see Wells Fargo Bank, N.A. v. Mesh Suture, Inc.*, 31 F.4th 1300, 1314 (10th Cir. 2022); *Gen. Elec. Cap. Assur. v. Van Norman*, 209 F. Supp. 2d 668, 671 (S.D. Tex. 2002). Accordingly, the crossclaimant, as the only remaining party to claim an interest in the fund, is entitled to disbursement. *See Perfekt Mktg., LLC v. Luxury Vacation Deals, LLC*, No. 2:15-CV-717, 2015 WL 10012987, at *2 (D. Nev. Nov. 16, 2015), *report and recommendation adopted*, No. 2:15-CV-717, 2016 WL 475178 (D. Nev. Feb. 5, 2016); *see also N.Y. Life Ins. Co. v. Conn. Dev. Auth.*, 700 F.2d 91, 96 (2d Cir. 1983).

IT IS ORDERED:

1. The Clerk of the Court shall distribute the interpleaded funds of \$101,369.63 along with any accumulated interest to crossclaimant Shirley Olson, as Personal Representative of the Estate of Steven Olson, c/o James E. Reisinger, Reisinger Booth Law Firm, 7602 Pacific Street Suite 222, Omaha, Nebraska 68114.
2. The crossclaimant shall complete [IRS Form W-9](#) and submit the completed form to the Clerk of the Court via email at NEDml_FinancialAdmin@ned.uscourts.gov so that funds may be distributed.
3. The January 18, 2023 status report deadline is terminated.
4. A separate judgment will be entered.

Dated this 16th day of November, 2022.

BY THE COURT:



John M. Gerrard
United States District Judge